



PATENT
Docket No.: 53375/1439

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Takayuki SUZUKI, et al
SERIAL NO. : 09/909,980
FILED : 23 July 2001
FOR : ENDOSCOPE AND ENDOSCOPIC INSTRUMENT AND
METHOD USING SAME
GROUP ART UNIT : 3739
EXAMINER : John MULCAHY
ASSISTANT COMMISSIONER
FOR PATENTS
Washington, DC 20231

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RESPONSE TO ELECTION OF SPECIES REQUIREMENT

S I R:

In response to the Office Action mailed October 3, 2002, Applicants hereby elect without traverse the invention of Group 1, and the species embodied in figures 28-30. The claims readable thereon are claims 1 - 4, 6 - 12 and newly added claim 20. Please amend the following claims pursuant to this restriction requirement:

Please cancel claims 5, 13-19 without prejudice to filing in a divisional application.

Please amend the claims to read as follows:

1. (Amended) An apparatus for forming an artificial valve to treat gastroesophageal reflux disease comprising:

- a first endoscope to be inserted from the mouth into a body cavity;
- a holding device extending out of the distal end of the first endoscope and holding a point of a digestive wall of the cavity body where the artificial valve is formed;